

Court of Appeals, Division One
Civil Appeal

1 CA-CV 16-0288

LAUFER, et al. v. AUDITORE, et al.

Appellate Case Information

Case Filed: 19-May-2016
Case Closed:

Dept/Composition

Consolidated with: 1 CA-CV 16-0463

Side 1. JANET LAUFER, et al., Plaintiff/Appellant

(Litigant Group) JANET LAUFER, et al.

- Janet Laufer
- Linda Laufer-Schweitzer
- Michael Laufer
- Dorothy Laufer

Attorneys for: Plaintiffs/Appellants

Charles D Onofry, Esq. (AZ Bar No. 12837)
Luane Rosen, Esq. (AZ Bar No. 13391)

Side 2. MICHAEL J AUDITORE, et al., Defendant/Appellee

(Litigant Group) MICHAEL J AUDITORE, et al.

- Michael J Auditore
- Susan R Auditore
- Auditore & Associates LLC

Attorneys for: Defendants/Appellees Auditore et al

Robert B Zelms, Esq. (AZ Bar No. 18956)
Debora L Verdier, Esq. (AZ Bar No. 18676)

(Litigant Group) STARR INDEMNITY & LIABILITY COMPANY (Re 1 CA-CV 16-0463)

- Starr Indemnity & Liability Company

Attorneys for: Defendant/Appellee Starr

Mark G Worischek, Esq. (AZ Bar No. 11147)
Shanks Leonhardt, Esq. (AZ Bar No. 25595)

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2014-094388	Breach of Contract		Robert H Oberbillig, Authoring Judge of Order		
MAR CV2016-001755	Negligence; Negligent Misrepresentation				

2 OPEN DUE DATES

Reply Brief due

Due By: Tuesday, January 17, 2017

To Starr

Re: * FILED: Appellee Starr Indemnity & Liability Company's Answering Brief; Certificate of Compliance for Appellee Starr Indemnity & Liability Company's Answering Brief; Certificate of Service to Appellee Starr Indemnity & Liability Company's Answering Brief

Reply Brief due

Due By: Tuesday, January 17, 2017

To Auditore

Re: * FILED: Answering Brief of Defendants/Appellees Michael J. Auditore, Susan R. Auditore, and Auditore & Associates, LLC; Defendants/Appellees' Certificate of Compliance of Appellees' Answering Brief; Defendants/Appellees Michael J Auditore, and Susan R Au

PENDING MATTER

Div 1 Request for Oral Argument

Filed: 25-Oct-2016

Appellants' Request for Oral Argument (Appellant)

38 PROCEEDING ENTRIES

1. 19-May-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/21/16
2. 19-May-2016 FILED: e-Record on Appeal (CV2014-094388):
Instruments/Minute Entries
Exhibits: None
3. 23-May-2016 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4. 24-May-2016 FILED: Appellants' Notice of Payment of Filing Fee; Appellants' Certificate of Service (Appellants)

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LAUFER, et al. v. AUDITORE, et al.

38 PROCEEDING ENTRIES

5.	27-May-2016	RECEIPT No.: 2016-00645 ; \$280.00, Authorization: #47019357019, Applied to: JANET LAUFER, et al. - Appellant's Filing Fee (\$280.00) Paid for: Schneider & Onofry PC - By Integrated Resource Systems IN
6.	27-May-2016	RECEIPT No.: 2016-00651 ; \$280.00, Authorization: #47019357019, Applied to: JANET LAUFER, et al. - Class A Filing Fee (\$280.00) Paid for: Schneider & Onofry PC - By (Memo: x-ref: 2016-00645)
7.	27-May-2016	VOID RECEIPT No.: 2016-00645 - \$-280.00, Authorization: #47019357019, - Applied to: JANET LAUFER, et al. - Appellant's Filing Fee (\$-280.00) Paid for: Schneider & Onofry PC - By: Integrated Resource Systems IN VOID Reason: x-ref 2016-00651 incorrect receivable. alc
8.	3-Jun-2016	FILED: Appellants' Notice of Filing and Serving Reporter's Transcript of Proceedings; Appellants' Certificate of Service (Appellants)
9.	3-Jun-2016	FILED: Reporter's Transcript - 02/03/2016 (April M. Escobedo) (Appellants)
10.	3-Jun-2016	FILED: Reporter's Transcript - 04/12/2016 (Laura I. Blair) (Appellants)
11.	6-Jun-2016	FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
12.	9-Jun-2016	FILED: Case Management Statement (Appellants)
13.	13-Jun-2016	RECEIPT No.: 2016-00722 ; \$140.00, Check Number: #264225, Applied to: MICHAEL J AUDITORE, et al. - Class B Filing Fee (\$140.00) Paid for: - By Manning & Kass Ellrod Ramirez Trester LLP
14.	21-Jun-2016	FILED: Auditore Defendants' Notice of Payment of Filing Fees; Defendants/Appellees' Certificate of Service (Appellees)
15.	6-Jul-2016	FILED: Appellees' Case Management Statement (Appellee)
16.	13-Jul-2016	FILED: Appellants' Procedural Motion for Extension of Time to File Opening Brief; Appellants' Certificate of Service (Appellant)
17.	14-Jul-2016	ORDERED: Appellants' Procedural Motion for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 07-22-2016 to Monday, 08-22-2016. Melina Brill ProTem Judge - Author
18.	15-Aug-2016	FILED: Stipulated Motion to Consolidate Appeals and Extend the Appeal Deadlines, Including the Briefing Schedule; Certificate of Service (Appellant)
19.	17-Aug-2016	ORDERED: Stipulated Motion to Consolidate Appeals and Extend the Appeal Deadlines, Including the Briefing Schedule (Appellant) = GRANTED. FURTHER ORDERED: consolidating case 1 CA-CV 16-0288 and 1 CA-CV 16-0463. Case no. 1 CA-CV 16-0288 is designated the primary number, and the above caption shall be used on all future documents filed in this appeal. FURTHER ORDERED: case management statement due 09/06/2016. FURTHER ORDERED: opening brief due 10/17/2016. FURTHER ORDERED: appellee Starr Indemnity & Liability Company's filing fee of \$140.00 due 09/01/2016. Melina Brill ProTem Judge - Author
20.	6-Sep-2016	FILED: Appellants' Notice of Service of Transcripts on Counsel for Starr Indemnity; Appellants' Certificate of Service (Appellants)
21.	9-Sep-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
22.	9-Sep-2016	FILED: e-Record on Appeal (CV2016-001755): Instruments/Minute Entries Exhibits: None
23.	14-Sep-2016	FILED: Appellants' Procedural Motion to Waive Second Appellant's Filing Fee (in 1 CA-CV 16-0463); Appellants' Certificate of Service (Appellant)
24.	14-Sep-2016	FILED: Case Management Statement (previously filed on 9/7/2016 under 1 CA-CV 16-0463) (Appellant)
25.	15-Sep-2016	FILED: Appellants' Notice of Payment of Filing Fee; Appellants' Certificate of Service (Appellants)
26.	15-Sep-2016	ORDERED: Appellants' Procedural Motion to Waive Second Appellant's Filing Fee (in 1 CA-CV 16-0463) (Appellant) = DENIED. Melina Brill ProTem Judge - Author
27.	17-Oct-2016	FILED: Appellants' Expedited Procedural Motion for a Two-Day Extension of Time to File Opening Brief; Appellants' Certificate of Service (Appellant)
28.	18-Oct-2016	ORDERED: Appellants' Expedited Procedural Motion for a Two-Day Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 10-17-2016 to Wednesday, 10-19-2016. Melina Brill ProTem Judge - Author
29.	19-Oct-2016	FILED: Opening Brief; Appellants' Certificate of Compliance; Appellants' Certificate of Service (Appellants)
30.	25-Oct-2016	FILED: Appellants' Request for Oral Argument; Appellants' Certificate of Service (Appellant)

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Civil Appeal

1 CA-CV 16-0288

LAUFER, et al. v. AUDITORE, et al.

38 PROCEEDING ENTRIES

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| 31. | 31-Oct-2016 | FILED: Appellees Michael J Auditore, Susan Auditore and Auditore & Associates, LLCs Procedural Motion for Order for Extension of Time to File Answering Brief; Appellees Michael J. Auditore, Susan Auditore and Auditore & Associates, LLCsâ?? Certificate of Service of Procedural Motion For Order For Extension Of Time To File Answering Brief (Appellee) |
| 32. | 1-Nov-2016 | ORDERED: Appellees Michael J Auditore, Susan Auditore and Auditore & Associates, LLC's Procudural Motion for Order for Extension of Time to file Answering Brief = GRANTED/extending the time for filing the answering briefs to/including 12/12/2016. Melina Brill ProTem Judge - Author |
| 33. | 22-Nov-2016 | FILED: Stipulated Motion to Extend Deadline for Appellee Starr Indemnity & Liability Company to File Its Answering Brief; Certificate of Service (Appellee) |
| 34. | 23-Nov-2016 | ORDERED: Stipulated Motion to Extend Deadline for Appellee Starr Indemnity & Liability Company to File its Answering Brief (Appellee) = GRANTED/extending the time for filing all answering briefs to/including 12/21/2016. Melina Brill ProTem Judge - Author |
| 35. | 29-Nov-2016 | RECEIPT No.: 2016-01438 ; \$140.00 Applied to: STARR INDEMNITY & LIABILITY COMPANY (Re 1 CA-CV 16 - Overpayment Class B (\$140.00) Paid for: Sanders & Parks PC - By Integrated Resource Systems IN (Memo: Refund - Not a Part of Party) |
| 36. | 19-Dec-2016 | FILED: Letter, 12/19/2016, from Court to Sanders & Parks PC, refunding \$140.00 due to duplicate payment |
| 37. | 20-Dec-2016 | FILED: Appellee Starr Indemnity & Liability Company's Answering Brief; Certificate of Compliance for Appellee Starr Indemnity & Liability Company's Answering Brief; Certificate of Service to Appellee Starr Indemnity & Liability Company's Answering Brief (Appellee Starr) |
| 38. | 20-Dec-2016 | FILED: Answering Brief of Defendants/Appellees Michael J. Auditore, Susan R. Auditore, and Auditore & Associates, LLC; Defendants/Appellees' Certificate of Compliance of Appellees' Answering Brief; Defendants/Appellees Michael J Auditore, and Susan R Auditore, and Auditore & Associates, LLCs' Certificate of Service of Appellees' Answering Brief (Appellee Auditore) |